

10/578233

Express Mail Label No. EV668787763US Dated: May 3, 2006

10/578233 Rec'd PCT/PTO 03 MAY 2006

Docket No.: TEVBNP 3.3-167
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Goller et al.

International Application No.: PCT/US2004/036477

Group Art Unit: N/A

International Filing Date: November 3, 2004

Examiner: Not Yet Assigned

For: SOFT STEROID COMPOSITIONS FOR USE
IN DRY POWDER INHALERS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Applicant respectfully requests that the publications listed on the enclosed Form PTO-1449 be made of record and considered with respect to the above-captioned U.S. patent application. A copy of each non-US publication is enclosed. A copy of the corresponding International Search Report is also enclosed. Submission of the present Information Disclosure Statement should not be taken as an admission that the cited publications are legally available prior art or that the same are pertinent or material.

In the event that any fee is due in connection with the present Information Disclosure Statement, the Commissioner is hereby authorized to charge the same to our Deposit Account No. 12-1095.

Dated: May 3, 2006

Respectfully submitted,

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Substitute for form 1449A/B/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Application Number	Not Yet Assigned
				Filing Date	Concurrently Herewith
				First Named Inventor	Michael I. Goller
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	TEVBNP 3.3-167

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA*	US-5,747,061-A	05-05-1998	Amselem et al.	
	AB*	US-5,981,517-A	11-09-1999	Bodor	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	BA	EP-1 131 059-B1	03-05-2003	Jago Research AG		✓
	BB	EP-0 725 624-B1	12-20-2000	Co-Ordinated Drug Development Limited; Vectura Limited		✓
	BC	WO-89/03390-A	04-20-1989	Bodor		✓

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. * CITE NO.: Those application(s) which are marked with an single asterisk (*) next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(iii)) because that application was filed after June 30, 2003 or is available in the IFW. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	CA	GROSZ, M., et al., "28-Day inhalation toxicity study in rats with BNP-166 soft steroid", September 2002 (20029), TOXICOLOGY LETTERS (SHANNON), Vol., 135, NR. SUPPL. 1, Page(s) S144, ABSTRACTS OF EUROTOX 2002; BUDAPEST, HUNGARY, September 15-18, 2002	

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Examiner Signature		Date Considered	
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